IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

MONDAY, THE FIRST DAY OF NOVEMBER
TWO THOUSAND AND FOUR

PRESENT

THE HON'BLE DR JUSTICE G.YETHIRAJULU

WRIT PETITION NO : 19982 of 2004

Between:

S.B.N.R.M. Aided Primary School,

Komrole, Prakasam District,

rep., by its Correspondent, Sri B.Narayana Reddy.

..... PETITIONER

AND

1 The Govt. of Andhra Pradesh,

rep., by the Secretary
School Education A.P. Hyderabad.
2 The Govt. of Andhra Pradesh,

rep., by the Secretary,
Finance Department A.P. Hyderabad.
3 The Commissioner and Director of

School Education, A.P. Hyderabad.
4 The District Educational Officer,

Ongole, Prakasam District.

.....RESPONDENTS

Petition under Article 226 of the Constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue a writ order or direction more particularly one in Writ of Nature of Mandamus declaring the inaction of the respondent 1 and 3 herein in not admitting the 4 un-aided Secondary Grade Teachers posts for Grant-in-aid as per the proposals of the 4th respondent dated 11.5.2003 as per rules which are in vogue is highly illegal and arbitrary violative of Principles of natural justice.

Counsel for the Petitioner: Mr. D.RAMESH

Counsel for the Respondents 1,3 & 4: GP FOR SCHOOL EDUCATION

Counsel for the Respondent No.2 : GP for Finance & Planning.

The Court at the admission stage made the following ORDER:

The petitioner is an Aided Primary School. The petitioner contends that the District Level Committee has recommended to admit the petitioner's school into grant-in-aid through the proceedings dated 11-05-2003 by recommending four secondary school posts for admission into grant-in-aid. The matter has to be placed before the High Level Committee, headed by the 3rd respondent. But the 3rd respondent did not place the recommendation of the District Level Committee before the High Level Committee for appropriate orders. The petitioner, therefore, approached this Court seeking a direction to the 3rd respondent to place the recommendation of the District Level Committee dated 11-05-2003 before the High Level Committee for passing appropriate orders.

Having regard to the facts and circumstances of the case and the representation made on behalf of the petitioner, the 3rd respondent is directed to place the recommendation of the District Level Committee dated 11-05-2003 before the High Level Committee for passing appropriate orders regarding the admission of the posts into grant-in-aid within a period of ten weeks from the date of receipt of a copy of this order and communicate the result of the decision of the High Level Committee to the petitioner.

Accordingly, the Writ Petition is disposed of.

_____

(Dr.G.YETHIRAJULU,J)

1st November, 2004.

Note: Furnish C.C. in two days

B/o

Tsy

To

1 The Secretary,

Govt. of Andhra Pradesh,

School Education A.P. Hyderabad.

2 The Secretary,

Govt. of Andhra Pradesh,

Finance Department A.P. Hyderabad.

3 The Commissioner and Director of

School Education, A.P. Hyderabad.

4 The District Educational Officer,

Ongole, Prakasam District.

5 Two CCs to the GP for Education, High Court of A.P.,

Hyderabad (O.U.T.).

6 Two CD Copies.